

CITY COUNCIL RESOLUTION

WHEREAS, in an effort to ensure the City of Memphis employee pension plan meets its obligations to current and future retirees, the administration has studied and presented several benefit changes to the Memphis City Council for consideration; if no changes are made to the current pension plan, our current unfunded liability will grow from \$531 Million at the end of FY 2010 to an unfunded gap of \$3 Billion in the year 2040; and

WHEREAS, whether the changes are adopted or not, the City of Memphis is responsible to the obligations of its pension system; and

WHEREAS, each year the City's actuaries determine the necessary contribution to the pension plan; by ordinance, the Council shall appropriate annually amounts necessary to make such payments - employee contributions are mandated to be 8% of salary for plan participants who are not police officers and firefighter and 6.25 or 6.5% for police officers and firefighters; the City contribution is to be a minimum of 5% covered payroll; and

WHEREAS, in recent years the City has fallen short of making its necessary contribution to the pension plan:
The schedule of employer contributions (thousands of dollars) for the six years ended June 30, 2010 is as follows:

Year Ended June 30	Annual Required Contribution	Percentage / \$ Amount Contributed	Difference
2005	2,695	513.7% / \$13,884	\$ 11,189
2006	11,893	117.6 / \$13,986	\$ 2,093
2007	22,674	61.9 / \$14,035	\$- 8,639
2008	24,072	60.6 / \$14,587	\$- 9,485
2009	21,208	76.3 / \$16,181	\$- 5,027
2010	71,447	24.4 / \$17,433	\$-54,014

NOW, THEREFORE BE IT RESOLVED, by the Memphis City Council, that we are committed to meet the obligations to current and future retirees and under-funding the plan is unacceptable, and as such, that the actuarially determined necessary contribution to the City of Memphis Pension Plan shall be made each fiscal year and that if reasonable benefit modifications are not made to cover the shortfall, the Council resolves to commit the revenue to fund the necessary contribution to the pension plan shall be raised by any means available to the Council, including, but not limited to, budget cuts and increases of taxes and fees.

KEMP CONRAD
Memphis City Council

WHEREAS, the recent economic crisis has negatively impacted a variety of industries and citizens have also felt the stress of depressed economic conditions;

WHEREAS, the housing and construction markets have been hit particularly hard by the dire fiscal situation and communities across the country are seeking solutions to spur development and to provide job opportunities for those reeling from a sluggish economy; and

WHEREAS, The City of Cleveland developed a Residential Tax Abatement program to stimulate investment in new development and redevelopment properties and a similar program in Memphis would be a welcome benefit to address blight and enhance development in urban pockets of Memphis; and

WHEREAS, homeowners and developers in certain sections of the city would be eligible for tax relief on enhancements made to their property under the program and would be responsible for property taxes on the assessed value of the land and property at the pre-development stage.

NOW, THEREFORE, BE IT RESOLVED THAT THE MEMPHIS CITY COUNCIL supports a residential tax abatement program for the City of Memphis and Shelby County and desires State legislative action to enable such a program for this city.

Presented by:

Berlin Boyd, Councilman
Memphis City Council



Memphis City Council Summary Sheet Instructions

Please provide a brief summary of the item, in bullet form, not to exceed one page:

1. Describe item (Resolution, Ordinance, etc.)

This resolution requests to amend the FY 2012 Operating Budget to provide a one-time bonus payout of no less than \$600 or 1.5% of annual base salary, whichever is greater, to eligible permanent employees

2. Identify initiating party (e.g., Public Works; at request of City Council, etc.)

This request is initiated by the Human Resources Division

3. State whether this is a change to an existing ordinance or resolution, if applicable.

This request would be an amendment to the FY2012 Adopted Budget Ordinance.

4. State whether this requires a new contract, or amends an existing contract, if applicable.

No

5. State whether this requires an expenditure of funds/requires a budget amendment.

Yes

RESOLUTION

WHEREAS, the Administration implemented successful cost saving measures and revenue programs across the General Fund operations in Fiscal Year 2011 ; and

WHEREAS, the cost savings measures and revenue programs generated an operating surplus of \$5.5 million for Fiscal Year 2011; and

WHEREAS, the employees' commitment and sacrifice contributed greatly toward attaining the operating surplus in FY 2011, and continues to play a part in FY 2012 with the 4.6% salary reduction currently in effect; and

WHEREAS, the Administration understands the contributions that employees have made to obtaining successful financial results; and

WHEREAS, the Administration feels that employees should share in the FY 2011 financial success; and

WHEREAS, the Administration has reviewed the impact of a one – time employee bonus on the unassigned financial reserves; and

WHEREAS, the Administration finds that a one-time bonus payout of no less than \$600 or 1.5% of annual base salary, whichever is greater, will not exceed the FY 2011 General Fund operating surplus and therefore will not negatively impact the General Fund unassigned fund balance; and

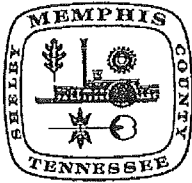
WHEREAS, the City of Memphis seeks to amend the FY2012 Operating Budget to appropriate funds and authorize a one-time Bonus Payout to eligible city employees on the December 22, 2011 payroll; and

WHEREAS, the Administration recommends a one-time bonus payout of no less than \$600 or 1.5% of annual base salary, whichever is greater, to all permanent, full – time employees hired on or before June 30, 2011, who are actively employed as of December 22, 2011; and

WHEREAS, the General Fund cost will be approximately \$4,529,800 and the cost for all other funds will be approximately \$842,700;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Memphis that the Fiscal Year 2012 Operating Budgets of the General Fund and all other impacted Funds are hereby amended to provide for a one-time bonus payout of no less than \$600 or 1.5% of annual base salary, whichever is greater, to all permanent, full –time employees hired on or before June 30, 2011, and are actively employed as of December 22, 2011; and

BE IT FURTHER RESOLVED, that the payout be executed on December 22, 2011, or as soon thereafter as practical.



Memphis City Council Summary Sheet

Resolution seeking acceptance of grant funds in the amount of \$107,024.40 for the Governor's Highway Safety Office (GHSO) Grant Project-Network Comprehensive Alcohol Risk Reduction (C.A.R.D.) is awarded to the City of Memphis Police Department. The FY 2012 Governor's Highway Safety Office (GHSO) awarded from the State of Tennessee will provide funding for Full Time Salaries.

- This is a resolution to accept grant funds from The State of Tennessee in the amount of \$107,024.40, to include training for law enforcement officials in driving under the influence (DUI) prosecution techniques and reporting; law enforcement activities to decrease the number of DUI to decrease the number of DUI crashes; DUI toxicology testing and training to reduce the backload of pending DUI cases, youth alcohol programs designed to prevent the purchase and use of alcohol and DUI related crashes; programs to reduce DUI repeat offender behavior; designated driver programs; and programs to improve prosecution and reduce the backload of DUI cases pending in court.
- The City of Memphis Division of Police Services is awarded this grant from the State of Tennessee serves as the fiscal agent for this award.
- This is a new sub-grant award pending Council approval.
- Acceptance will require an amendment to the 2012 Operating Budget to appropriate the funds.

RESOLUTION

WHEREAS, the City of Memphis Division of Police Services has been awarded grant funds in the amount of One Hundred Seven Thousand and Twenty Four Dollars and Forty Cents (\$107,024.40) from the Governor's Highway Safety Office (GHSO) of the State of Tennessee Department of Transportation; and

WHEREAS, these funds will be used for the purpose of providing overtime funding for full-time salaries, and

WHEREAS, it is necessary to accept the grant funding and amend the Fiscal Year 2012 Operating Budget to establish funds for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Comprehensive Alcohol Risk Reduction (C.A.R.D.), and

WHEREAS, it is necessary to appropriate the One Hundred Seven Thousand and Twenty Four Dollars and Forty Cents (\$107,024.40) for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Comprehensive Alcohol Risk Reduction (C.A.R.D.).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Comprehensive Alcohol Risk Reduction (C.A.R.D.) funds in the amount of One Hundred Seven Thousand and Twenty Four Dollars and Forty Cents (\$107,024.40) be accepted by the City of Memphis.

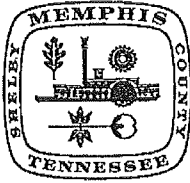
BE IT FURTHER RESOLVED, that the Fiscal Year 2012 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Comprehensive Alcohol Risk Reduction (C.A.R.D.) as follows:

REVENUES

<u>State of Tennessee – Governor's Highway Safety Office</u>	<u>\$107,024.40</u>
Total	\$107,024.40

EXPENDITURES

<u>Full-time Salaries</u>	<u>\$107,024.40</u>
Total	\$107,024.40



Memphis City Council Summary Sheet

Resolution seeking acceptance of grant funds in the amount of \$399,934.80 for the Governor's Highway Safety Office (GHSO) Grant Project- Alcohol Saturation Patrols is awarded to the City of Memphis Police Department. The FY 2012 Governor's Highway Safety Office (GHSO) awarded from the State of Tennessee will provide funding for Full Time Salaries.

- This is a resolution to accept grant funds from The State of Tennessee in the amount of \$399,934.80, to include training for law enforcement officials in driving under the influence (DUI) prosecution techniques and reporting; law enforcement activities to decrease the number of DUI to decrease the number of DUI crashes; DUI toxicology testing and training to reduce the backload of pending DUI cases, youth alcohol programs designed to prevent the purchase and use of alcohol and DUI related crashes; programs to reduce DUI repeat offender behavior; designated driver programs; and programs to improve prosecution and reduce the backload of DUI cases pending in court.
- The City of Memphis Division of Police Services is awarded this grant from the State of Tennessee serves as the fiscal agent for this award.
- This is a new sub-grant award pending Council approval.
- Acceptance will require an amendment to the 2012 Operating Budget to appropriate the funds.

RESOLUTION

WHEREAS, the City of Memphis Division of Police Services has been awarded grant funds in the amount of Three Hundred Ninety Nine Thousand and Nine Hundred Thirty Four Dollars and Eighty Cents (\$399,934.80) from the Governor's Highway Safety Office (GHSO) of the State of Tennessee Department of Transportation; and

WHEREAS, these funds will be used for the purpose of providing overtime funding for full-time salaries, and

WHEREAS, it is necessary to accept the grant funding and amend the Fiscal Year 2012 Operating Budget to establish funds for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Alcohol Saturation Patrols; and

WHEREAS, it is necessary to appropriate the Three Hundred Ninety Nine Thousand and Nine Hundred Thirty Four Dollars and Eighty Cents (\$399,934.80) for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Alcohol Saturation Patrols

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Alcohol Saturation Patrols funds in the amount of Three Hundred Ninety Nine Thousand and Nine Hundred Thirty Four Dollars and Eight Cents (\$399,934.80) be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2012 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Alcohol Saturation Patrols as follows:

REVENUES

<u>State of Tennessee – Governor's Highway Safety Office</u>	<u>\$399,934.80</u>
Total	\$399,934.80

EXPENDITURES

<u>Full-time Salaries</u>	<u>\$399,934.80</u>
Total	\$399,934.80



Memphis City Council Summary Sheet

Resolution seeking acceptance of grant funds in the amount of \$15,000.00 for the Governor's Highway Safety Office (GHSO) Grant Project-Network Law Enforcement Grant is awarded to the City of Memphis Police Department. The FY 2012 Governor's Highway Safety Office (GHSO) awarded from the State of Tennessee will provide funding for Full Time Salaries, Travel and Equipment.

- This is a resolution to accept grant funds from The State of Tennessee in the amount of \$15,000.00, to include training for law enforcement officials in driving under the influence (DUI) prosecution techniques and reporting; law enforcement activities to decrease the number of DUI to decrease the number of DUI crashes; DUI toxicology testing and training to reduce the backload of pending DUI cases, youth alcohol programs designed to prevent the purchase and use of alcohol and DUI related crashes; programs to reduce DUI repeat offender behavior; designated driver programs; and programs to improve prosecution and reduce the backload of DUI cases pending in court.
- The City of Memphis Division of Police Services is awarded this grant from the State of Tennessee serves as the fiscal agent for this award.
- This is a new sub-grant award pending Council approval.
- Acceptance will require an amendment to the 2012 Operating Budget to appropriate the funds.

RESOLUTION

WHEREAS, the City of Memphis Division of Police Services has been awarded grant funds in the amount of Fifteen Thousand Dollars and No Cents (\$15,000.00) from the Governor's Highway Safety Office (GHSO) of the State of Tennessee Department of Transportation; and

WHEREAS, these funds will be used for the purpose of providing overtime funding for full-time salaries, conference travel, and equipment; and

WHEREAS, it is necessary to accept the grant funding and amend the Fiscal Year 2012 Operating Budget to establish funds for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Network Law Enforcement Grant; and

WHEREAS, it is necessary to appropriate the Fifteen Thousand Dollars and No Cents (\$15,000.00) for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Network Law Enforcement Grant.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Network Law Enforcement Grant funds in the amount of Fifteen Thousand Dollars and No Cents (\$15,000.00) be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2012 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the FY 2012 Governor's Highway Safety Office (GHSO) Grant Project – Network Law Enforcement Grant as follows:

REVENUES

<u>State of Tennessee – Governor's Highway Safety Office</u>	<u>\$15,000.00</u>
Total	\$15,000.00

EXPENDITURES

Full-time Salaries	\$10,000.00
Training & Travel	\$ 2,000.00
<u>Equipment</u>	<u>\$ 3,000.00</u>
Total	\$15,000.00

RESOLUTION

WHEREAS, the City of Memphis Division of Engineering has received State grant funds from the Tennessee Agricultural Enhancement Program (TAEP) in the amount of Forty-six thousand, two hundred sixty-seven dollars and sixty-six cents (\$46,267.66) through Friends of City Beautiful, Inc.; and

WHEREAS, these funds will be used for Plough Boulevard Landscaping Improvement Project # CD01082; and

WHEREAS, it is necessary to accept the grant funding and amend the Fiscal Year 2012 Capital Improvement Budget to establish funds for the Plough Boulevard Landscaping Improvement Project # CD01082; and

WHEREAS, it is necessary to appropriate the grant funds in the amount of Forty-six thousand, two hundred sixty-seven dollars and sixty-six cents (\$46,267.66) for the Plough Boulevard Landscaping Improvement Project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the State grant funds from TAEP in the amount of Forty-six thousand, two hundred sixty-seven dollars and sixty-six cents (\$46,267.66) be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$46,267.66 funded by State grant and chargeable to the Fiscal Year 2012 Capital Improvement Budget and credited as follows:

<u>Project</u>	CD01082
<u>Revenue</u>	
TAEP	\$46,267.66
<u>Expenditure</u>	
Contract Construction	\$46,267.66



Memphis City Council Summary Sheet

Resolution for the Links at Davy Crockett, the Links at Pine Hill and the Links at Riverside

- This item is a Resolution seeking Council approval of an agreement between the City of Memphis, through its Division of Park Services and Golf Course Management Company for the management, maintenance and promotion of the Links at Davy Crockett, the Links at Pine Hill and the Links at Riverside.
- The initiating party is the Division of Park Services.
- This Resolution does not change any existing Ordinance or Resolution.
- This Resolution does not require the appropriation of any funds.
- This Resolution does not allow for any expenditures.

RESOLUTION

WHEREAS, the City of Memphis owns The Links at Davy Crockett, The Links at Pine Hill and The Links at Riverside that provide quality golf opportunities to the public; and

WHEREAS, the City of Memphis issued a Request for Proposal for the maintenance, management, and promotion of these facilities and properties; and

WHEREAS, the Golf Course Management Company and River Golf submitted proposals to that request; and

WHEREAS, the City of Memphis evaluation committee selected Golf Course Management Company as the party with the best proposal; and

WHEREAS, the City of Memphis desires to enter into a lease agreement with Golf Course Management Company to manage, operate, promote, and maintain these facilities and properties to eliminate the need for tax dollars to achieve this endeavor and to provide exemplary service to the public on the behalf of the City of Memphis; and

WHEREAS, the Golf Course Management Company is required to pay the City of Memphis a \$1,000 annual lease for each golf course for the term of this agreement; and

WHEREAS, the term of this agreement will begin on the date of the executed contract with a term of five years with two five year extensions and a third five year extension with a capital improvement in the amount of \$250,000 or greater.

WHEREAS, City of Memphis Ordinance No. 4763, Article 1, Section 32-1 (d) requires the approval of the Council of the City of Memphis to enter into this agreement.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Links at Davy Crockett, Links at Pine Hill and the Links at Riverside properties lease agreement between the City of Memphis, Division of Park Services and Golf Course Management Company is hereby approved in accordance with the terms and conditions set forth therein.



Memphis City Council Summary Sheet

Resolution to accept **WIA Title One Adult grant funds** from the State of Tennessee Department of Labor and Workforce Development.

- This item is a resolution to accept grant funds from the State of Tennessee, Department of Labor and Workforce Development in the amount of **\$2,152,436.00**. These funds will be used for the WIA Title One Adult Program.
- The State of Tennessee Department of Labor and Workforce Development, which acts as a pass-through for the U.S. Department of Labor, allocated these formula grant funds to the Workforce Investment Network.
- This is a new grant award, pending council acceptance.
- Acceptance of these funds will require a new contract between the State of Tennessee and the City of Memphis, which acts as the administrative entity for the Workforce Investment Network.
- Acceptance of these funds will require an amendment to the FY2012 operating budget to appropriate the funds.

RESOLUTION

WHEREAS, the City of Memphis Workforce Investment Network has received grant funds in the amount of Two Million, One Hundred Fifty-Two Thousand, Four Hundred Thirty-Six Dollars, (\$2,152,436.00) from the State of Tennessee Department of Labor and Workforce Development; and

WHEREAS, these funds will be used to provide a contingency fund for WIA Title One Adult Program; and

WHEREAS, it is necessary to accept the grant funding and amend the Fiscal Year 2012 Operating Budget to establish funds for the WIA Title One Adult Program; and

WHEREAS, it is necessary to appropriate the grant funds in the amount of Two Million, One Hundred Fifty-Two Thousand, Four Hundred Thirty-Six Dollars, (\$2,152,436.00) for the WIA Title One Adult Program;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the WIA Title One Adult Program in the amount of Two Million, One Hundred Fifty-Two Thousand, Four Hundred Thirty-Six Dollars, (\$2,152,436.00) be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2012 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the WIA Title One Adult Program in the amount of Two Million, One Hundred Fifty-Two Thousand, Four Hundred Thirty-Six Dollars, (\$2,152,436.00) as follows:

Revenue

State of Tennessee Department of Labor	
WIA Title One Adult Program Funds	\$1,937,193.00
Administration	<u>215,243.00</u>
TOTAL	\$2,152,436.00

Expense

WIA Title One Adult Program Funds	\$1,937,193.00
Administration	<u>215,243.00</u>
TOTAL	\$2,152,436.00



Memphis City Council Summary Sheet

Resolution to accept WIA Title **One Dislocated Worker** grant funds from the State of Tennessee Department of Labor and Workforce Development.

- This item is a resolution to accept grant funds from the State of Tennessee, Department of Labor and Workforce Development, in the amount of **\$1,723,611.00**. These funds will be used for the WIA Title One Dislocated Worker Program.
- The State of Tennessee Department of Labor and Workforce Development, which acts as a pass-through for the U.S. Department of Labor, allocated these formula grant funds to the Workforce Investment Network.
- This is a new grant award, pending council acceptance.
- Acceptance of these funds will require a new contract between the State of Tennessee and the City of Memphis, which acts as the administrative entity for the Workforce Investment Network.
- Acceptance of these funds will require an amendment to the FY2012 operating budget to appropriate the funds.

RESOLUTION

WHEREAS, the City of Memphis Workforce Investment Network has received grant funds in the amount of One Million, Seven Hundred Twenty-three Thousand, Six Hundred Eleven Dollars (\$1,723,611.00) from the State of Tennessee Department of Labor and Workforce Development; and

WHEREAS, these funds will be used to provide a contingency fund for WIA Title One Dislocated Worker Program; and

WHEREAS, it is necessary to accept the grant funding and amend the Fiscal Year 2012 Operating Budget to establish funds for the WIA Title One Dislocated Worker Program; and

WHEREAS, it is necessary to appropriate the grant funds in the amount of One Million, Seven Hundred Twenty-three Thousand, Six Hundred Eleven Dollars, (\$1,723,611.00) for the WIA Title One Dislocated Worker Program;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the WIA Title One Dislocated Worker Program in the amount of One Million, Seven Hundred Twenty-three Thousand, Six Hundred Eleven Dollars (\$1,723,611.00) be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2012 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the WIA Title One Dislocated Worker Program in the amount of One Million, Seven Hundred Twenty-three Thousand, Six Hundred Eleven Dollars (\$1,723,611.00) as follows:

Revenue

State of Tennessee Department of Labor	
WIA Title One Dislocated Worker Program Funds	\$1,551,250.00
Administration	<u>172,361.00</u>
TOTAL	\$1,723,611.00

Expense

WIA Title One Dislocated Worker Funds	\$1,551,250.00
Administration	<u>172,361.00</u>
TOTAL	\$1,723,611.00

City Council Resolution

WHEREAS, the Memphis City Council has adopted Rules of Procedure by which it maintains its operation, pursuant to Referendum Ordinance #1852, Section 1, "Legislative Council"; and

WHEREAS, from time to time it becomes necessary to amend said rules in the interest of time and efficiency and it is proper that such amendments be officially approved by the legislative body; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that Council Rules of Procedure, as presently adopted, be and the same are hereby amended as follows:

D. ORGANIZATION OF COUNCIL.

35. There shall be the following standing committees which shall be appointed annually by the Chairman:

- a. Audit Committee
- b. Budget
- c. Economic Development, Tourism and Technology
- d. Housing and Community Development
- e. MLGW
- f. Parks and Environment
- g. Personnel, Intergovernmental and Annexation
- h. Planning and Zoning
- i. Public Safety and Homeland Security
- j. Public Services, Arts, Youth Initiatives, Libraries and Neighborhoods
- k. Public Works, Transportation and General Services Committee

BE IT FURTHER RESOLVED that the Rules of Procedure, as amended above, be and the same are hereby approved and adopted the council.

Adopted: December 6, 2011

Janis Fullilove